

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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**UNITED STATES**

**v.**

**ERNEST BEASLEY,  
Defendant.**

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**CRIMINAL  
CASE NO. 08-007**

**ORDER**

AND NOW, this 5<sup>th</sup> day of August, 2011, upon consideration of the pleadings and the record, it is hereby ORDERED that:

1. The Government's Motion to Dismiss Defendant's Motion under 28 U.S.C. § 2255 is GRANTED;
2. Ernest Beasley's Motion under 28 U.S.C. § 2255 to Vacate, Set Aside or Correct his sentence is DENIED and DISMISSED;
3. There exists no substantial showing of the denial of a constitutional right requiring the issuance of a certificate of appealability; and
4. The Clerk of Court shall close this matter for statistical purposes.

**BY THE COURT:**

/s/ C. Darnell Jones, II

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**C. DARNELL JONES, II, J.**